

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
CEDAR RAPIDS DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DESHAUN ANDERSON,

Defendant.

No. 15-CR-46-LRR

ORDER

The matter before the court is United States Chief Magistrate Judge Jon S. Scoles's Report and Recommendation (docket no. 38), which recommends that the court deny Defendant DeShaun Anderson's Motion to Suppress (docket no. 13).

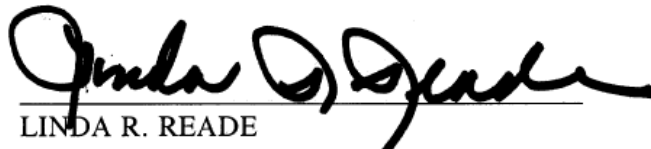
On June 15, 2015, Defendant filed the Motion, which requests that the court suppress all evidence obtained from the search and seizure of Defendant and his vehicle on April 14, 2015 and the subsequent search of his residence on April 16, 2015. On June 19, 2015, the government filed a Resistance (docket no. 16). On June 25, 2015, Judge Scoles held a hearing on the Motion. *See* Minute Entry (docket no. 35). Defendant appeared in court with his attorney, F. Montgomery Brown. Assistant United States Attorney Dan Chatham represented the government. On June 30, 2015, Judge Scoles issued the Report and Recommendation, which recommends that the court deny the Motion. The Report and Recommendation states that "within fourteen (14) days after being served with a copy of this Report and Recommendation, any party may serve and file written objections with the district court." Report and Recommendation at 13.

The time to object to the Report and Recommendation has expired and neither party has filed any objections. The parties have thus waived their right to a de novo review of the Report and Recommendation. *See, e.g., United States v. Newton*, 259 F.3d 964, 966 (8th Cir. 2001) ("Appellant's failure to file any objections waived his right to de novo

review by the district court of any portion of the report and recommendation of the magistrate judge as well as his right to appeal from the findings of fact contained therein.’” (quoting *Griffini v. Mitchell*, 31 F.3d 690, 692 (8th Cir. 1994))). The court finds no plain error in Judge Scoles’s decision. Accordingly, the court **ADOPTS** the Report and Recommendation (docket no. 38). The Motion to Suppress (docket no. 13) is **DENIED**.

IT IS SO ORDERED.

DATED this 22nd day of July, 2015.



LINDA R. READE
CHIEF JUDGE, U.S. DISTRICT COURT
NORTHERN DISTRICT OF IOWA